

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
Civil Transfer Application No.94 of 2026

Date

Order with Signature(s) of Judge(s)

Fresh case:

- 1.For order on CMA No.7762/2026.
- 2.For order on CMA No.7763/2026.
- 3.For hearing of main case.

19.10.2026

Mr. Muhammad Saeed-uz-Zaman, Advocate for the applicant.

1. Urgency application is granted.

2&3. Through the instant Civil Transfer Application, the applicant- Ms. Aqsa Liaquat Ali seeks transfer of Family Suit No.51/2026 (*Re: Aqsa Liaquat Ali & another v. Moazam Ali*), instituted for maintenance, recovery of dowry articles and gold ornaments, together with all pending applications therein including the application under Section 17-A of the West Pakistan Family Courts Act, 1964, and the application under Section 12 of the Guardians and Wards Act, 1890, from the Court of the VIth learned Family Judge, Malir-Karachi (**“Trial Court”**), to the Court of the learned Family Judge, Kunri, District Umerkot, or to any other competent Family Court at District Umerkot, for trial and disposal in accordance with law.

Learned counsel for the applicant contends that the applicant is a government teacher, she married to the respondent on 11.11.2023 and out of the wedlock she has a baby, namely, Hoorain Fatima, aged about 02 years; that before and after the marriage she resided with her parents at Kunri owing to her service; however, at the respondent’s request, she shifted to Karachi and got the posting in Karachi on 17.01.2026; that on 15.03.2026, the respondent pronounced her divorce and since then she has been living

permanently with her parents at Kunri, District Umerkot and she has no residence and family support in Karachi.

It appears that the applicant has maintained this Civil Transfer Application through her attorney/brother, namely Zubair Ali, who is residing at Flat 103, First Floor, Burj ul Imran, near Commander Heights, Jinnah Avenue Road, Shahrah Ayesha, Scheme-33, Karachi. The applicant has also mentioned the same address as her residence in her family suit.

A civil/family suit cannot be transferred simply on the personal convenience or service transfer of the plaintiff. Plaintiff's routine transfer in service does not shift territorial jurisdiction of an ongoing suit/case. The applicant has failed to show sufficient cause for transfer of the subject matter. Accordingly, the instant Civil Transfer Application is dismissed in limine alongwith listed application.

CHIEF JUSTICE